IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 17 OF 2006

IN

CONTEMPT PETITION NO. 92 OF 2005

Pathan Harun Abdul Sattar & Ors. .. Petitioners

Versus

Nashik District Maratha Vidya Prasarak Samaj & Ors. ..Respondents

Mr. Mandar Limaye for the Petitioners.

Mr. Satyajeet M.Mirajkar i/b. K.Y.Mandlik for Respondent No.1.

Mrs. S.S.Bhende, AGP, for Respondent Nos. 2 & 3.

CORAM: A.M.KHANWILKAR,J.

DATE : 31st January, 2007.

P.C.

1. The Application is allowed in terms of prayer cluse (a). Amendment be carried out in the course of the day.

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(A.M.KHANWILKAR,J.)

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CONTEMPT PETITION ORDER NO. 92 OF 2005

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Versus

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Mr. Mandar Limaye for the Petitioners.

Mr. Satyajeet M. Mirajkar i/b. K.Y.Mandlik for Respondent No.1.

Mrs. S.S.Bhende, AGP, for Respondents 2 & 3.

CORAM: A.M.KHANWILKAR,J.

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P.C.

1. The grievance remained unaddressed is only in respect of Petitioner No.3. The Respondent No.2 is not present in Court. Mere filing of reply affidavit is not enough. As per Rules, the contemnor is required to remain present at the hearing of the Contempt Petition.

2. In the circumstances, Counsel for the

Respondents seeks time so that Respondent No.2 can remain present at the hearing.

3. Accordingly, stand over to 23rd February, 2007.

(A.M.KHANWILKAR,J.)